

AN ORDINANCE

**98802**

**ACCEPTING THE LOW, RESPONSIVE BID OF WESTFIELD CONSTRUCTION, L.P., IN THE BASE BID AMOUNT OF \$618,733.00 WITH BID ALTERNATES 1, 4 AND 5, FOR A TOTAL CONTRACT AMOUNT OF \$631,553.00, IN CONNECTION WITH THE LINCOLN PARK POOL AND PLAYGROUND REHABILITATION PROJECT, LOCATED IN COUNCIL DISTRICT 2; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; APPROPRIATING \$103,129.00 IN 1994-1999 PARK BOND FUNDS, WHICH COMBINED WITH \$714,254.00 PREVIOUSLY APPROPRIATED WILL BRING THE PROJECT TOTAL TO \$817,383.00; AND PROVIDING FOR PAYMENT.**

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**WHEREAS**, the City's Lincoln Park, located at 2915 East Commerce in City Council District 2, is in need of major renovations to make the facility usable by the public; and

**WHEREAS**, the City's Department of Parks and Recreation developed a grant application to the National Park Service (NPS) for \$499,978.00 in Urban Park and Recreation Recovery (UPARR) grant program funds for the Lincoln Park Pool and Playground Rehabilitation Project; and

**WHEREAS**, these grant funds will be supplemented with available 1994-1999 Park Bond Funds; and

**WHEREAS**, the base bid capital improvements will include structural repairs/replacement of the pool sub-structure, pool decking and mechanical area of the pool facility; electrical code upgrades; demolition of the pool bathhouse and construction of a new bathhouse and ADA improvements to the entire pool facility; and

**WHEREAS**, the bid alternates include a new pool filtration system and construction of a new ADA accessible playground near the pool with accessible surfacing material; and

**WHEREAS**, it is now necessary to accept the low qualified bid of Westfield Construction, L.P. for said work; to authorize a standard construction contract for said project; to amend the project's budget; and authorize payment; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**Section 1.** The low qualified base bid of \$618,733.00 with bid alternates 1, 4, and 5 for a total contract amount of \$631,553.00 from Westfield Construction, L.P. for capital improvements to the City's Lincoln Park Pool and Playground Rehabilitation Project is

hereby accepted. The City Manager, or her designee is hereby authorized to execute a standard form public works construction contract for the job. A copy of the contractor's bid is affixed hereto and incorporated herein for all purposes as Attachment II. All other bids will be deemed rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of sixty (60) days from the effective date of this ordinance accepting the low bid, whichever event occurs first.

**Section 2.** The Lincoln Park Pool and Playground Rehabilitation Project, Fund 26-052039 has previously been designated for use in the accounting for the above project.

**Section 3.** The budget in fund 45-480095, 1994 Park Bonds – Sold in 2000, shall be revised by reducing index code 587964, entitled Unallocated Appropriations-Proceeds, by \$103,129.00.

**Section 4.** The amount of \$103,129.00 is appropriated in fund 45-480016, 1994 Park Bonds – Sold in 2000, in index code 929455, entitled transfer to 26-052039 Lincoln. The amount of \$103,129.00 is authorized to be transferred from fund 45-480016 to fund 26-052039.

**Section 5.** The budget in fund 26-052039 shall be increased by \$103,129.00 as detailed in the budget schedule affixed hereto and incorporated herein for all purposes as Attachment I.

**Section 6.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

**Section 7.** This ordinance shall be effective on February 22, 2004.

PASSED AND APPROVED this 12<sup>th</sup> day of February 2004.

M A Y O R

EDWARD D. GARZA

ATTEST:

Jolanda L. Ledezma  
City Clerk

APPROVED AS TO FORM:

Clifford W. Brown  
City Attorney